

ORIGINAL

BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, DC 20554

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JAN 29 2004

Federal Communication Commission  
Bureau / Office

In the Matter of )

Amendment of Section 73.202(b) )

FM Table of Allotments )

FM Broadcast Stations )

(Ocilla and Ambrose, Georgia) )

MM Docket No. 03-246

RM - 10830

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Federal Communications Commission  
Office of the Secretary

To. Media Bureau

## COMMENTS OF RTG RADIO, LLC

1. RTG Radio, LLC ("RTG Radio"), licensee of WKAA(FM), Ocilla, Georgia, by its counsel, hereby submits these Comments filed in connection with the Notice of Proposed Rule Making issued in this proceeding.<sup>1</sup> RTG Radio hereby reiterates its interest in implementing the proposed allotments outlined in its Petition for Rule Making ("Petition").<sup>2</sup> The Petition proposes the substitution of channel 250A for channel 249A at Ocilla, Georgia, and the reallocation of channel 250A to Ambrose, Georgia, with a modification of the license for WKAA(FM) to reflect the change in community of license. As the Petition notes, the proposed substitutions would provide first local service to Ambrose, while Ocilla would retain broadcast transmission service through the current service provided by Station WLPF(FM), Channel 253A.

2. RTG Radio reaffirms that the proposal will serve the public interest. Each proposed allotment is mutually exclusive with the existing allotments and will provide the requisite coverage to the communities involved. The proposal will result in a preferential arrangement of

<sup>1</sup> See *In the Matter of Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations (Ocilla and Ambrose, Georgia)*, MM Docket No. 03-246 (RM-10830) (rel. Dec. 8, 2003).

<sup>2</sup> See *Petition for Rule Making of RTG Radio, LLC* (filed May 29, 2003).

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allotments consistent with the FM Allotment Priorities by providing Ambrose with its first local aural transmission service without depriving Ocilla of its first local aural transmission service.<sup>3</sup>

3 For the foregoing reasons, RTG Radio respectfully requests approval of the proposed amended allotments outlined in the Petition. Should the Commission implement the proposed changes to the FM Table of Allotments, RTG Radio will timely file the necessary application for construction permit for the new channel allotment and will construct the new facilities in a timely manner.

**WHEREFORE, FOR THE FOREGOING REASONS,** RTG Radio respectfully requests that the Commission issue an Order in the instant proceeding granting the proposal outlined in RTG Radio's May 29, 2003 Petition for Rule Making and modify Section 73.202(b) of the Commission's Rules accordingly.



David G. O'Neil  
Jonathan E. Allen  
RINI CORAN, PC  
1501 M Street, N.W., Fifth Floor  
Washington, DC 20005

Counsel for RTG Radio, LLC

January 29, 2004

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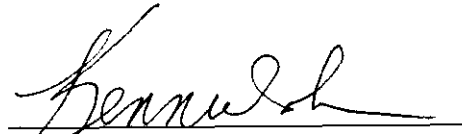
<sup>3</sup> See *Revision of FM Assignment Policies and Procedures* ("FM Allotment Priorities"), 90 FCC 2d 88 (1982), *recon denied*, 56 RR 2d 448 (1983)

**Certificate of Service**

I, Kenneth B. Wolin, a legal assistant in the law firm of Rini Coran, PC, do hereby certify that on this 29th day of January, 2004, I caused copies of the foregoing "Comments of RTG Radio, LLC" to be hand delivered, addressed to the following persons:

John A. Karousos  
Assistant Chief, Audio Division  
Media Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Deborah A. Dupont  
Federal Communications Commission  
Media Bureau  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

  
Kenneth B. Wolin